FOR UTILITY/DESIGN CIP/PCT NATIONAL/PLANT ORIGINAL/SUBSTITUTE/SUPPLEMENTAL DECLARATIONS

RULE 63 (37 C.F.R. 1.63) DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

PWLLP FORM

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

As a below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name, and I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the INVENTION ENTITLED

METHOD FOR DETECTING AMMONIA OVIDIZING PACTERIA

the specification of which (CHECK spillcable BOXIES) X					DXIDIZING BA	CIERIA				
BOX(ES) \$ B. was filed on sat U.S. Application No. PCT on and (if applicable to U.S. or PCT application) was amended on and (if applicable to U.S. or PCT application) was amended on hereby state that have reviewed and understand the contributes of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the duty to disclose all information known to me to be material to spatiationally as deficient in 3° C.F.R. 1.55. Except as noted brown, hereby dain above. I acknowledge the duty to disclose all information known to me to be material to a patintability as deficient in 3° C.F.R. 1.55. Except as noted brown, hereby claims and the provise of the patintability as deficient in 3° C.F.R. 1.55. Except as noted brown, hereby claims and continued to the provise of the patintability and the provise of the patintability and the provise of the patintability and the patinta				plicable	BOX(ES))					
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and (if applicable to U.S. or PCT application) was amended on Interest plate that have reviewed and understand the contracts of the above identified specification, including the claims, as amended by any amendment referred to above. I acknowledge the day to disclose all information known to me to be material to pateriability as defined in 37 C.F.R. 1.56. Except as noted below, Interest valant reviews and the provision of the p				ationa			NOOI			
inserts y table that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above. I advancedge the duty to disclose all information known to me to be metariate lo patentiality as defined in 3°C. R. 1.86. Except all contents of the property points from the property of the property points of the property points of the property of the prop					, .		'	"		
Rumper prior foreign applications, X box at bottom and continue on attached page. Except a noted below, I hereby claim domains of the priority NOT Claimed Priority NOT Claimed Priority and policial continues on attached page. Except a noted below, I hereby claim domains of the priority of the indicated United States applications is listed above to felow and, if this is a continuation—part (CIP) application, insofar as the subject matter disclosed and claimed in the Priority NOT Claimed Priority application. Insofar as the subject matter disclosed and claimed in the subject matter disclosed and claimed in the priority of the priority NOT Claimed P	I hereby state that above. I acknowle foreign priority ben Application which certificate, or PCT	I have reviewed and adge the duty to disclore its under 35 U.S.C. designated at least or International Applicat	understand the co use all information 119(a)-(d) or 365 ne other country the ion, filed by me on	ontents of known to (b) of any nan the U r my assi	the above identified so o me to be material to by foreign application(s) inited States, listed belignee disclosing the sul	patentability as de for patent or inver low and have also bject matter claime	fined in 37 (ntor's certification in the second in this second in this application in the second in this application in the second	C.F.R. 1.56. Except as cate, or 365(a) of any elow any foreign applie	s noted below, I hereby claim PCT International cation for patent or inventor's	
Except as noted below. I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated united States applications listed below and PCT international applications listed delow or below and, if this is a continuation-in-part (CIP) application, insofar as the subject marker disclosed and caliered in 180 application is in addition to that disclosed in such prior applications, lacknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 CFR. 1.58 with became available between the filling date of each such prior application and the national or PCT international filling date of this application. PRIOR U.S. PROVISIONAL, NONPROVISIONAL AND/OR PCT APPLICATION(S) Application No. (series code/serial no.) PRIOR U.S. PROVISIONAL, NONPROVISIONAL, AND/OR PCT APPLICATION(S) Application No. (series code/serial no.) Panding										
Application No. (series code/serial no.) Day/MONTH/Year Filed pending, abandoned, patented 19/05/2000 Pending 19/05/2002 Pending 19/09/2002 Pending 60/386,219 19/09/2002 Pending	Except as noted below, I hereby claim domestic priority benefit under 35 U.S.C. 119(e) or 120 and/or 365(c) of the indicated United States applications listed below and PCT international applications listed above or below and, if this is a continuation-in-part (CIP) application, insofar as the subject matter disclosed and claimed in this application is in addition to that disclosed in such prior applications, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in 37 C.F.R. 1.56 which became available between the filling date of each such prior application and the national or PCT international filling date of this									
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80/386.219 19/09/2002 1 heireby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willing false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon. And¹ hereby appoint Pillsbury Winthrop LLP, Intellectual Property Group, 725 So. Figueroa Street, Suite 2800, Los Angeles, CA 90017-5406, telephone number (213) 488-7100 (to whom all communications are to be directed), and the below-named persons (of the same address) individually and collectively my attorneys to prosecute this application and to transact all business in the Patient and Trademark Office connected therewith and with the resulting patent, and I hereby subcribe in the patent in the resulting patent in the patent in the resulting patent in the patent in the resulting								•		
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(1) INVENTOR'S SIGNATURE: Complete										
Timothy A. HOVANEC First Middle Initial Family Name Residence Moorpark CA USA City State/Foreign Country Country of Citizenship Post Office Address 15513 Mallory Court (include Zip Code) 93021 FOR ADDITIONAL INVENTORS, "X" box and proceed on the attached page to list each additional inventor. See additional foreign priorities on attached page (incorporated herein by reference).	Relier, Rey. No. 50,491, and Jennifer J. Rier, Reg. No. 53,517									
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Rule 56(a) & (b) = 37 C.F.R. 1.56(a) & (b) PATENT AND TRADEMARK CASES – RULES OF PRACTICE DUTY OF DISCLOSURE

(a) ...Each individual associated with the filing and prosecution of a patent application has a duty of candor and good faith in dealing with the [Patent and Trademark] Office, which includes a duty to disclose to the Office all information known to that individual to be material to patentability...(b) information is material to patentability when it is not cumulative and (1) It also establishes by itself, or in combination with other information, a prima facie case of unpatentability of a claim or (2) refutes, or is inconsistent with, a position the applicant takes in: (i) Opposing an argument of unpatentability relied on by the Office, or (ii) Asserting an argument of patentability

PATENT LAWS 35 U.S.C.

§102. Conditions for patentability; novelty and loss of right to patent

A person shall be entitled to a patent unless--

- (a) The invention was known or used by others in this country, or patented or described in a printed publication in this or a foreign country, before the invention thereof by the applicant for patent or
- (b) The invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of the application for patent in the United States, or
- (c) he has abandoned the invention, or
- (d) the invention was first patented or caused to be patented, or was the subject of an inventor's certificate, by the applicant or his legal representatives or assigns in a foreign country prior to the date of the application for patent in this country on an application for patent or inventor's certificate filed more than twelve months* before the filing of the application in the United States, or
- (e) the invention was described in a patent granted on an application for patent by another filed in the United States before the invention thereof by the applicant for patent, or on an international application by another who has , fulfilled the requirements of paragraphs (1), (2), and (4) of section 371(c) of this title before the invention thereof by the applicant for patent, or
- (f) he did not himself invent the subject matter sought to be patented, or
- (g) Before the applicant's invention thereof the invention was made in this country by another who had not abandoned, suppressed, or concealed it. In determining priority of invention there shall be considered not only the respective dates of conception and reduction to practice of the invention, but also the reasonable diligence of one who was first to conceive and last to reduce to practice, from a time prior to conception by the other.

§103. Condition for patentability; non-obvious subject matter

- (a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negatived by the manner in which the invention was made. . . .
- (c) Subject matter developed by another person, which qualified as prior art only under subsection (f) or (g) of section 102 of this title, shall not preclude patentability under this section where the subject matter and the claimed invention were, at the time the invention was made, owned by the same person or subject to an obligation of assignment to the same person.

^{*} Six months for Design Applications (35 U.S.C. 172).